

Hayes County Board Minutes



Hayes County Commissioners
Regular Meeting – November 8, 2011

A Regular Meeting of the Hayes County Board of Commissioners was held on Tuesday, November 11, 2011 at 9:00 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given by publication and posting in accordance with law. Those present were Mark Clifford, Leon J. Kolbet, Lloyd Lapp, Rita Erickson, Susan Messersmith, D. Eugene Garner, Phil Dixon, Char Hamilton, Gary Dicenta, and Tom Dow. Visitors present were Gregg O'Brien, John Webster, CJ Poltack, Doug Teaford, Lon Weimer, Leeroy Weimer & Clairene Weimer.

Chairman Kolbet opened the meeting at 9:04 A.M. Roll call: Clifford, present; Lapp, present; Kolbet, present.

Chairman Kolbet recognized the open meeting laws poster.

Motion by Clifford, second by Kolbet to approve the agenda. Roll call vote: Lapp, yes; Kolbet, yes; Clifford, yes. Motion carried.

There were no comments from the audience.

Lon, LeeRoy & Clairene Weimer presented the Commissioners a petition requesting the abandonment of road #226 between sections 12 & 13 of T-5 R-35. No action was taken at this time.

Gary Dicenta, of Miller & Associates, was present to discuss quality assurance program and quality control practices regarding bridges.

Motion by Kolbet, second by Clifford to approve the Quality Assurance Program presented by Miller & Associates. Roll call vote: Lapp, yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Clifford, second by Lapp to accept the bid of Murphy Tractor & Equipment Co. for the purchase of a 2012 John Deere 772G road grader for \$224,587, less the trade price for a county owned 1989 John Deere 770BH road grader, Serial # DW770BH525063 for \$30,000 for a net purchase price of \$194,587. Roll call vote: Kolbet, yes; Lapp, yes; Clifford, yes. Motion carried.

Phil Dixon, Highway Superintendent, was present to review and update the 1 & 6 year road plan. The 1 & 6 year road hearing will be held December 13, 2011 at 10:00 A.M. Discussion was held on bridges and funding for the Vlasin project.

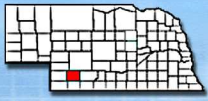
Chairman Kolbet recessed the meeting at 11:25 for the public hearing regarding the Community Development Block Grant Comprehensive Planning project 10PP001. The Regular meeting reconvened at 11:30.

Motion by Lapp, second by Clifford to approve Draw #4 in the amount of \$1,555 for project funds, authorizing the board chairman and county clerk to sign the same, and subsequent payment of the same to Miller & Associates in the amount of \$2130 upon receipt of wire transfer of funds. Roll call vote: Clifford, yes; Lapp, yes; Kolbet, yes. Motion carried.

Motion by Clifford, second by Lapp to approve Draw #5 in the amount of \$700 for general administration, authorizing the board chairman and county clerk to sign the same, and subsequent payment of the same to WCNDD in the amount of \$700 upon receipt of wire transfer of funds. Roll call vote: Lapp, yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Clifford, second by Lapp to approve the Final Financial Report for CDBG 10PP001, authorizing the board chairman to sign the same. Roll call vote: Kolbet, yes; Clifford, yes; Lapp, yes. Motion carried.

Motion by Lapp, second by Clifford to approve the total cost of the tire amnesty project of \$18,079.61; with subsequent payment to Resource Management in the amount of \$17,318.88 upon receipt of transfer of funds from the Nebraska Department of Environmental Quality. Roll call vote: Clifford, yes; Lapp, yes; Kolbet, yes. Motion carried.



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Motion by Lapp, second by Clifford to approve payment upon receipt of \$1,849.88 to Resource Management for over run on tire tonnage. Roll call vote: Lapp, yes; Kolbet, yes; Clifford, yes. Motion carried.

Char Hamilton, Emergency Manager, reported on Southwest Nebraska functional needs registry. This is an online disaster registry for those who need more help or are likely to be disconnected from critically important support after a disaster. Southwest Nebraska Public Health Department or Local Emergency Managers may be contacted for enrollment.

Motion by Kolbet, second by Lapp to participate in Southwest Nebraska Functional Needs Registry. Roll call vote: Kolbet, yes; Clifford, yes; Lapp, yes. Motion carried.

Motion by Kolbet, second by Lapp to approve claims for \$60,816.60. Roll call vote: Clifford, yes; Lapp, yes; Kolbet, yes. Motion carried.

Chairman Kolbet recessed the meeting for lunch at 12:10 P.M. and reconvened the meeting at 1:05 P.M.

NIRMA board member Doug Teaforde was present to cover membership recommitment benefits.

Motion by Clifford, second by Lapp to adopt Resolution 2011-19, a resolution to extend participation in NIRMA and NIRMA II for the period July 1, 2012 through June 30, 2015. Roll call vote: Lapp, yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Clifford, second by Lapp to obtain road grader lease purchase financing from Great Western Bank in North Platte, NE with an interest rate of 2.49% for 5 years. Roll call vote: Kolbet, yes; Clifford, yes; Lapp, yes. Motion carried.

Motion by Kolbet, second by Clifford to approve the Treasurer's Report. Roll call vote: Clifford, yes; Lapp, yes; Kolbet, yes. Motion carried.

Motion by Lapp, second by Clifford to approve Payroll for \$62,015.01. Roll call vote: Lapp, yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Kolbet, second by Lapp to ratify payment of October contractual claims for \$5,854.92. Roll call vote: Kolbet, yes; Clifford, yes; Lapp, yes. Motion carried.

Motion by Kolbet, second by Lapp to reapportion Hayes County as required by NEB. REV. STAT. §32-553 et seq. and establish the following commissioner district lines: **District #1** Townships 7 & 8 Range 31; Townships 7 & 8 Range 32; Townships 7 & 8, Range 33; Section 6 of Township 6, Range 32; and Sections 1, 2, 11, 12, 13, 14 & 24 in Townships 8, Range 34; and Sections 1, 2, 3, 4 and that part of Sections 5 & 6 laying North of County Road 737 in Township 6, Range 33. **District #2** Townships 5 & 6 Range 31; Township 5 Range 32; Township 5 Range 33; Township 6 except Section 6, Range 32; Township 6 except Sections 1, 2, 3, 4, and that part of Sections 5 & 6 laying North of County road 737, Range 33; **District #3:** Townships 5, 6 & 7, Range 34; Townships 5, 6, 7 & 8, Range 35; and Township 8 except Sections 1, 2, 11, 12, 13, 14 & 24, Range 34.

Motion by Clifford, second by Lapp to assign Hayes County child support enforcement duties to Hayes County Attorney, D. Eugene Garner, for November & December 2011 at the cost of \$376.66. Roll call vote: Lapp, yes; Kolbet, yes; Clifford, yes. Motion carried.

Employee handbook changes were discussed. Kolbet designated Rita Erickson as the alternate to cast ballots at the NACO Annual meeting in December. No appointment was made for Southwest Nebraska Public Health Department. No Action was taken on long-term disability insurance.

Motion by Kolbet, second by Lapp to advertise for replacement of the East and West courthouse doors and frames. Roll call vote: Clifford, yes; Lapp, yes; Kolbet, yes. Motion carried.



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Motion by Lapp, second by Clifford to authorize the Board Chairman to sign online seller listing agreement with Cornlea Iron Auctions for the County owned TW35 Ford Tractor, Serial #A917565. Roll call vote: Lapp, yes; Kolbet yes; Clifford, yes. Motion carried.

Motion by Kolbet, second by Lapp to ratify Resolution 2011-18, updates to Hayes County Zoning Regulations. Roll call vote: Kolbet, yes; Clifford, yes; Lapp, yes. Motion carried.

Motion by Kolbet, second by Lapp to ratify the actions of the Hayes County Board of Commissioners taken on October 24, 2011 approving and adopting the amended Comprehensive Plan and Zoning Regulations. Roll call vote: Clifford, yes; Lapp, yes; Kolbet, yes. Motion carried.

Motion by Kolbet, second by Clifford to approve the consent agenda consisting of the October 11 & 24th meeting and hearing, the Clerk's Report, the District Court Report and the Imprest Report. Roll call vote: Lapp, yes; Clifford, yes; Kolbet, yes. Motion carried.

Motion by Kolbet, second by Lapp to go into executive session at 3:16 for personnel. Roll call vote: Lapp, yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Kolbet, second by Clifford, to come out of executive session at 3:26 P.M. Roll call vote: Kolbet, yes; Clifford, yes; Lapp, yes. Motion carried.

Information items and upcoming events were covered. Chairman Kolbet adjourned the meeting at 3:32 PM.

The next Regular Meeting is December 13, 2011 at 9:00 AM.

Hayes County Clerk

Board Chairman